

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

PATRICK TRACY, on behalf of himself
and all other employees similarly situated,

Plaintiff,

ORDER

04-CV-6541L

v.

NVR, INC.,

Defendant.

There are currently discovery motions and a summary judgment motion pending before this Court. After reviewing counsels' letters of January 18 and January 21, 2008, I believe it best that all of the discovery motions be submitted to and resolved by United States Magistrate Judge Marian W. Payson.

I also accept counsels' proposal that defendant's response to the summary judgment motion be set for March 31, 2008. Once the Court has received the papers, I will decide if and when oral argument should be scheduled. I leave it to counsel to work with Magistrate Judge Payson concerning scheduling and argument of the discovery motions.

IT IS SO ORDERED.

A handwritten signature in black ink, appearing to read "David G. Larimer", is written over a horizontal line.

DAVID G. LARIMER
United States District Judge

Dated: Rochester, New York
January 24, 2008.